

Message Text

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44

ACTION EUR-25

INFO OCT-01 IO-14 ISO-00 CIAE-00 DODE-00 PM-07 H-03 INR-10

L-03 NSAE-00 NSC-10 PA-04 RSC-01 PRS-01 SPC-03 SS-20

USIA-15 SAM-01 NEA-10 TRSE-00 SAJ-01 CU-04 ACDA-19

OIC-04 AEC-11 OMB-01 DRC-01 /169 W

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R 281155Z FEB 74

FM USMISSION GENEVA

TO SECSTATE WASHDC 4318

INFO AMEMBASSY BONN

AMEMBASSY BUCHAREST

USMISSION BERLIN

USMISSION UN

USMISSION NATO

C O N F I D E N T I A L GENEVA 1310

E. O. 11652: GDS

TAGS: PFOR

SUBJECT: CSCE: DECLARATION OF PRINCIPLES: THREAT OR USE OF FORCE

1. WITH DRAFTING ABOUT TO BEGIN FEBRUARY 28 ON PRINCIPLE OF REFRAINING FROM THE THREAT OR USE OF FORCE, ROMANIA HAS INTRODUCED TWO PARTIAL TEXTS FOR INCLUSION IN OVERALL STATEMENT. ALTHOUGH UK DELEGATE SEES SOME DANGER IN WEST COMMITTING ITSELF TO REFRAINING FROM MUTUAL HELP IN SITUATIONS LIKE PAST GREEK CIVIL WAR, NATO CAUCUS IN GENERAL CONSIDERS THIS LANGUAGE, BASED ON FRIENDLY RELATIONS DECLARATION, AS LARGELY UNEXCEPTIONABLE. ROMANIAN MOTIVE SEEMS TO BE TO SUPPLY DETAILS FOR INCLUSION IN THIS PRINCIPLE ITSELF, THUS SEEKING TO FORESTALL ANY ATTEMPT TO FOLD THE SUBSTANCE OF THE SEPARATE ROMANIAN NON-USE OF FORCE DOCUMENT INTO DRAFTING ON THIS PRINCIPLE.

2. FOLLOWING ARE THE TWO NEW ROMANIAN TEXTS:

A. BEGIN TEXT.

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EACH PARTICIPATING STATE SHALL BE OBLIGED TO REFRAIN FROM

ORGANIZING OR ENCOURAGING THE ORGANIZATION OF IRREGULAR FORCES OR
ARMED BANDS, INCLUDING BANDS OF MERCENARIES, WITH A VIEW TO INCURSION
S
UPON THE TERRITORY OF ANOTHER PARTICIPATING STATE.

THE PARTICIPATING STATES SHALL ALSO REFRAIN FROM ORGANIZING AND
ENCOURAGING ACTS OF CIVIL WAR, PARTICIPATING IN THEM, ASSISTING THEM
OR TOLERATING ON THEIR TERRITORY ACTIVITIES ORGANIZED WITH A VIEW TO
PERPETRATING SUCH ACTS, WHEN THE ACTS MENTIONED INVOLVE THE USE OR
THREAT OF FORCE. END TEXT.

B. BEGIN TEXT.

THE PARTICIPATING STATES SHALL UNDERTAKE NOT TO HAVE RECOURSE,
UNDER ANY CIRCUMSTANCES OR IN ANY FORM, TO THE USE OF THREAT OF FORCE,

AS A MEANS OF SETTLING INTERNATIONAL PROBLEMS IN THE RELATIONS AMONG
THEM.

THE PARTICIPATING STATES SHALL REFRAIN, IN THEIR MUTUAL
RELATIONS, FROM ANY ACT OF REPRISAL INVOLVING THE USE OF FORCE.
END TEXT.

3. WE PLAN TO QUESTION NEED FOR SUCH EXPANSION OF THE DRAFT, BUT NOT
TO OPPOSE VIGOROUSLY. WE WILL SEEK TO ASSURE THAT, IF
ADOPTED, THESE TEXTS ARE DRAFTED IN TERMS OF EXISTING DUTIES, AND
CONFORM CLOSELY TO THE FRIENDLY RELATIONS FORMULATIONS.

4. THE FRG HAS INFORMED US THAT FRANCE MAY WISH TO ADD A DISCLAIMER
REFERENCE TO THE CHARTER AS A WHOLE, NOT MERELY ITS PURPOSES, AS IS
DONE IN THE FINAL SENTENCE OF THE FRIENDLY RELATIONS DECLARATION.
FRG WOULD BE OPPOSED TO THIS AS REFERENCE TO ENEMY STATES CLAUSE
NOT JUST RIGHT OF SELF DEFENSE AND SECURITY COUNCIL MEASURES.
WE PLAN TO ARGUE PRIVATELY FOR OVERALL REFERENCE TO CHARTER IN MORE
GENERAL PART OF DECLARATION, IN ORDER TO AVOID FOCUS ON USE OF
FORCE ASPECT OF THIS CONTROVERSY, AND DO NOT PLAN TO INSIST ON
REFERENCE IN THIS PRINCIPLE OVER STRONG FRG OPPOSITION. END
TEXT.DALE

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